

FILED BY  D.C.

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**IN THE UNITED STATES DISTRICT COURT  
FOR WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TENN. MEMPHIS

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ARTHUR SMITH, et al.,

Plaintiffs,

Case No.: 05-2447 D

vs.

FEDEX CORPORATION, et al.,

Defendants.

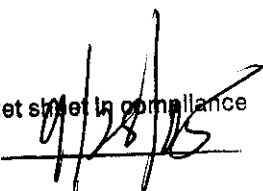
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**ORDER ADMINISTRATIVELY CLOSING CASE**

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It appears to the court this matter has been conditionally transferred to the MDL panel as part of MDL-1700. This court, therefore, will administratively close the above-captioned case pursuant to its inherent powers as it appears that no further case administration is warranted at the District Court level at this time.

It is expressly emphasized that an order administratively closing a case is purely an administrative device for the convenience of the court and in nowise affects the substantive and/or procedural rights of the parties in interest to proceed before this court at a later date. To administratively close a case merely means to close a case for statistical purposes in the office of the District Court Clerk and the Administrative Office of the United States Courts.

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 9/28/05 

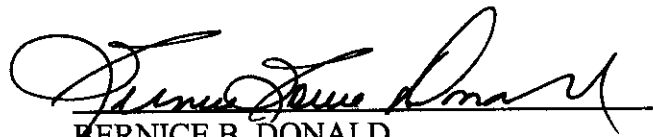


It also is expressly emphasized that an administratively closed case can be easily reopened by a simple order of the court without the necessity of a reopening filing fee should the case require further administration by the District Court. Upon its reopening, the case then becomes, ipso facto, a statistically active case and resumes the same status it had before the administrative closing without prejudice to the rights of any party in interest. Accordingly,

**IT IS ORDERED AND NOTICE IS HEREBY GIVEN THAT:**

1. The Court Clerk is directed, consistent with the foregoing, to administratively close this case in his records without prejudice to the substantive and/or procedural rights of any party in interest to move at a later time to reopen the case for good cause, including the entry of any stipulation or order, or for any other purpose required to obtain a final determination of pending litigation.
2. In the event a party in interest files a motion at a later time seeking to reopen this administratively closed case, no reopening filing fee shall be required.
3. The Clerk is expressly directed to docket any order of dismissal immediately upon receipt.

**IT IS SO ORDERED** this 26 day of September, 2005.

  
BERNICE B. DONALD  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 19 in case 2:05-CV-02447 was distributed by fax, mail, or direct printing on September 28, 2005 to the parties listed.

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US DISTRICT COURT